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H.B. No. 1966

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the carrying of a concealed handgun on the premises of a
3 condominium or multifamily residential rental property.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 82.002, Property Code, is amended by
6 adding Subsection (c-1) to read as follows:

7 (c-1) Section 82.121 applies to a condominium for which the
8 declaration was recorded before January 1, 1994.

9 SECTION 2. Subchapter C, Chapter 82, Property Code, is
10 amended by adding Section 82.121 to read as follows:

11 Sec. 82.121. POSSESSION OF CONCEALED HANDGUN ON CONDOMINIUM
12 PROPERTY. (a) Notwithstanding any provision of a dedicatory
13 instrument to the contrary, a condominium unit owner, or a tenant or
14 guest of a condominium unit owner, or a guest of a tenant of a
15 condominium unit owner may not be prohibited from carrying a
16 concealed handgun under the authority of Subchapter H, Chapter 411,
17 Government Code, on condominium property as necessary to enter the
18 owner's unit, to exit the condominium property from the owner's
19 unit, or to enter a vehicle on the condominium property.

20 (b) This section applies to a provision of a dedicatory
21 instrument regardless of the date of the provision's adoption.

22 SECTION 3. Subchapter A, Chapter 92, Property Code, is
23 amended by adding Section 92.026 to read as follows:

24 Sec. 92.026. POSSESSION OF CONCEALED HANDGUN ON LEASED

1 PREMISES. Unless possession of a handgun on a landlord's property
2 is prohibited by state or federal law, a landlord may not prohibit a
3 tenant or a tenant's guest from carrying a concealed handgun under
4 the authority of Subchapter H, Chapter 411, Government Code, on the
5 leased premises of a multifamily property as necessary to enter the
6 tenant's dwelling unit, to exit the leased premises, or to enter a
7 vehicle on the leased premises.

8 SECTION 4. Section 92.026, Property Code, as added by this
9 Act, does not affect the enforceability of a provision in a lease
10 entered into or renewed before the effective date of this Act.

11 SECTION 5. This Act takes effect September 1, 2017.